

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 21280 of 2005

Between:

Ch. Bhupal Goud

..... PETITIONER

AND

The Commissioner Of Police,

Hyderabad and 4 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in not registering the petitioner's complaints dated 14.02.2004, 21.12.2004 and 14.09.2005, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

The learned counsel for the petitioner contended that in spite of the complaints made by the petitioner, the same were not registered by the 4th and 5th respondents and hence he prays to issue a mandamus.

On the other hand, the learned Government Pleader for Home opposed the same.

It is the statutory duty of the police to register a case under Section 154 of the Code of Criminal Procedure if the allegations in the complaints made out a prima facie case of cognizable offence. It is for the 4th and 5th respondents to take appropriate decision on the complaints made by the petitioner.

Therefore, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition, with a direction to the 4th and 5th respondents to register a case, if the allegations in the complaints of the petitioner made out a prima facie case of cognizable offence, within a period of two weeks from the date of receipt of a copy of this order.

With the above directions, the Writ Petition is disposed of. No order as to costs.

K.C.BHANU,J

Dated: 29.09.2005

Dsr